

Calendar No. 778

108TH CONGRESS
2D SESSION

S. 1379

To require the Secretary of the Treasury to mint coins in commemoration of veterans who became disabled for life while serving in the Armed Forces of the United States.

IN THE SENATE OF THE UNITED STATES

JULY 9, 2003

Mr. JOHNSON (for himself, Mr. CONRAD, Mr. WARNER, Mr. NELSON of Florida, Mr. DASCHLE, Mr. KENNEDY, Mr. NELSON of Nebraska, Ms. COLLINS, Mr. BIDEN, Mrs. CLINTON, Mr. HAGEL, Mr. BAYH, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. VOINOVICH, Mr. KERRY, Mr. COLEMAN, Mr. HARKIN, Mr. CORZINE, Mr. THOMAS, Mrs. LINCOLN, Mrs. DOLE, Ms. MURKOWSKI, Mr. SCHUMER, Mrs. MURRAY, Mr. MILLER, Ms. CANTWELL, Mr. BINGAMAN, Mr. DURBIN, Mr. FEINGOLD, Mr. GRAHAM of South Carolina, Mr. LUGAR, Ms. STABENOW, Mr. DORGAN, Mr. CHAFEE, Mr. CHAMBLISS, Mr. LEVIN, Mr. CARPER, Mr. LIEBERMAN, Mr. SPECTER, Mr. INHOFE, Mr. INOUE, Mr. FITZGERALD, Mr. BOND, Mrs. FEINSTEIN, Mr. ALLEN, Mr. DAYTON, Mr. REED, Mr. REID, Mr. LOTT, Mr. BURNS, Mr. BENNETT, Mrs. HUTCHISON, Mr. MCCAIN, Mr. HOLLINGS, Mrs. BOXER, Ms. SNOWE, Mr. STEVENS, Mr. CAMPBELL, Mr. EDWARDS, Mr. TALENT, Mr. GRASSLEY, Mr. PRYOR, Mr. WYDEN, Mr. ROBERTS, Mr. BROWNBACK, Mr. JEFFORDS, Mr. CRAPO, Mr. KOHL, Mr. AKAKA, Ms. MIKULSKI, Mr. BAUCUS, Mr. LEAHY, Mr. BUNNING, Mr. GREGG, and Mr. ENZI) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

OCTOBER 7, 2004

Reported by Mr. SHELBY, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To require the Secretary of the Treasury to mint coins in commemoration of veterans who became disabled for life while serving in the Armed Forces of the United States.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “American Veterans
5 Disabled for Life Commemorative Coin Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

8 (1) the armed forces of the United States have
9 answered the call and served with distinction around
10 the world—from hitting the beaches in World War
11 II in the Pacific and Europe, to the cold and dif-
12 ficult terrain in Korea, the steamy jungles of Viet-
13 nam, and the desert sands of the Middle East;

14 (2) all Americans should commemorate those
15 who come home having survived the ordeal of war,
16 and solemnly honor those who made the ultimate
17 sacrifice in giving their lives for their country;

1 (3) all Americans should honor the millions of
 2 living disabled veterans who carry the scars of war
 3 every day, and who have made enormous personal
 4 sacrifices defending the principles of our democracy;

5 (4) in 2000, Congress authorized the construe-
 6 tion of the American Veterans Disabled for Life Me-
 7 morial;

8 (5) the United States should pay tribute to the
 9 Nation's living disabled veterans by minting and
 10 issuing a commemorative silver dollar coin; and

11 (6) the surcharge proceeds from the sale of a
 12 commemorative coin would raise valuable funding
 13 for the construction of the American Veterans Dis-
 14 abled for Life Memorial.

15 **SEC. 3. COIN SPECIFICATIONS.**

16 (a) \$1 SILVER COINS.—The Secretary of the Treas-
 17 ury (hereafter in this Act referred to as the “Secretary”)
 18 shall mint and issue not more than 500,000 \$1 coins in
 19 commemoration of disabled American veterans, each of
 20 which shall—

21 (1) weigh 26.73 grams;

22 (2) have a diameter of 1.500 inches; and

23 (3) contain 90 percent silver and 10 percent
 24 copper.

1 (b) **LEGAL TENDER.**—The coins minted under this
 2 Act shall be legal tender, as provided in section 5103 of
 3 title 31, United States Code.

4 (c) **NUMISMATIC ITEMS.**—For purposes of section
 5 5134 of title 31, United States Code, all coins minted
 6 under this Act shall be considered to be numismatic items.

7 **SEC. 4. SOURCES OF BULLION.**

8 The Secretary shall obtain silver for minting coins
 9 under this Act only from stockpiles established under the
 10 Strategic and Critical Materials Stock Piling Act.

11 **SEC. 5. DESIGN OF COINS.**

12 (a) **DESIGN REQUIREMENTS.**—

13 (1) **IN GENERAL.**—The design of the coins
 14 minted under this Act shall be emblematic of the de-
 15 sign selected by the Disabled Veterans' LIFE Me-
 16 morial Foundation for the American Veterans Dis-
 17 abled for Life Memorial.

18 (2) **DESIGNATION AND INSCRIPTIONS.**—On
 19 each coin minted under this Act, there shall be—

20 (A) a designation of the value of the coin;

21 (B) an inscription of the year “2006”; and

22 (C) inscriptions of the words “Liberty”,

23 “In God We Trust”, “United States of Amer-

24 ica”, and “E Pluribus Unum”.

1 (b) ~~SELECTION.~~—The design for the coins minted
2 under this Act shall be—

3 (1) ~~selected by the Secretary, after consultation~~
4 ~~with the Disabled Veterans' LIFE Memorial Foun-~~
5 ~~dation and the Commission of Fine Arts; and~~

6 (2) ~~reviewed by the Citizens Coinage Advisory~~
7 ~~Committee.~~

8 **SEC. 6. ISSUANCE OF COINS.**

9 (a) ~~QUALITY OF COINS.~~—Coins minted under this
10 Act shall be issued in uncirculated and proof qualities.

11 (b) ~~MINT FACILITY.~~—Only 1 facility of the United
12 States Mint may be used to strike any particular quality
13 of the coins minted under this Act.

14 (c) ~~PERIOD FOR ISSUANCE.~~—The Secretary may
15 issue coins under this Act only during the calendar year
16 beginning on January 1, 2006.

17 **SEC. 7. SALE OF COINS.**

18 (a) ~~SALE PRICE.~~—The coins issued under this Act
19 shall be sold by the Secretary at a price equal to the sum
20 of—

21 (1) ~~the face value of the coins;~~

22 (2) ~~the surcharge provided in subsection (d)~~
23 ~~with respect to such coins; and~~

1 ~~(3) the cost of designing and issuing the coins~~
 2 ~~(including labor, materials, dies, use of machinery,~~
 3 ~~overhead expenses, marketing, and shipping).~~

4 ~~(b) SURCHARGES.—All sales of coins issued under~~
 5 ~~this Act shall include a surcharge of \$10 per coin.~~

6 ~~(c) BULK SALES.—The Secretary shall make bulk~~
 7 ~~sales of the coins issued under this Act at a reasonable~~
 8 ~~discount.~~

9 ~~(d) PREPAID ORDERS.—~~

10 ~~(1) IN GENERAL.—The Secretary shall accept~~
 11 ~~prepaid orders for the coins minted under this Act~~
 12 ~~before the issuance of such coins.~~

13 ~~(2) DISCOUNT.—Sale prices with respect to pre-~~
 14 ~~paid orders under paragraph (1) shall be at a rea-~~
 15 ~~sonable discount.~~

16 **SEC. 8. DISTRIBUTION OF SURCHARGES.**

17 ~~(a) IN GENERAL.—Subject to section 5134(f) of title~~
 18 ~~31, United States Code, all surcharges received by the~~
 19 ~~Secretary from the sale of coins issued under this Act shall~~
 20 ~~be paid to the Disabled Veterans' LIFE Memorial Foun-~~
 21 ~~dation for the purpose of establishing an endowment to~~
 22 ~~support the construction of American Veterans' Disabled~~
 23 ~~for Life Memorial in Washington, D.C.~~

24 ~~(b) AUDITS.—The Comptroller General of the United~~
 25 ~~States shall have the right to examine such books, records,~~

1 documents, and other data of the Disabled Veterans'
 2 LIFE Memorial Foundation as may be related to the ex-
 3 penditures of amounts paid under subsection (a).

4 **SEC. 9. FINANCIAL ASSURANCES.**

5 (a) **NO NET COST TO THE GOVERNMENT.**—The Sec-
 6 retary shall take such actions as may be necessary to en-
 7 sure that minting and issuing coins under this Act will
 8 not result in any net cost to the United States Govern-
 9 ment.

10 (b) **PAYMENT FOR COINS.**—A coin shall not be issued
 11 under this Act unless the Secretary has received—

12 (1) full payment for the coin;

13 (2) security satisfactory to the Secretary to in-
 14 demnify the United States for full payment; or

15 (3) a guarantee of full payment satisfactory to
 16 the Secretary from a depository institution whose
 17 deposits are insured by the Federal Deposit Insur-
 18 ance Corporation or the National Credit Union Ad-
 19 ministration Board.

20 **SECTION 1. SHORT TITLE.**

21 *This Act may be cited as the “American Veterans Dis-*
 22 *abled for Life Commemorative Coin Act”.*

23 **SEC. 2. FINDINGS.**

24 *Congress finds that—*

1 (1) *the Armed Forces of the United States have*
2 *answered the call and served with distinction around*
3 *the world—from hitting the beaches in World War II*
4 *in the Pacific and Europe, to the cold and difficult*
5 *terrain in Korea, the steamy jungles of Vietnam, and*
6 *the desert sands of the Middle East;*

7 (2) *all Americans should commemorate those who*
8 *come home having survived the ordeal of war, and*
9 *solemnly honor those who made the ultimate sacrifice*
10 *in giving their lives for their country;*

11 (3) *all Americans should honor the millions of*
12 *living disabled veterans who carry the scars of war*
13 *every day, and who have made enormous personal*
14 *sacrifices defending the principles of our democracy;*

15 (4) *in 2000, Congress authorized the construction*
16 *of the American Veterans Disabled for Life Memorial;*

17 (5) *the United States should pay tribute to the*
18 *Nation’s living disabled veterans by minting and*
19 *issuing a commemorative silver dollar coin; and*

20 (6) *the surcharge proceeds from the sale of a*
21 *commemorative coin would raise valuable funding for*
22 *the construction of the American Veterans Disabled*
23 *for Life Memorial.*

1 **SEC. 3. COIN SPECIFICATIONS.**

2 (a) *\$1 SILVER COINS.*—*The Secretary of the Treasury*
 3 *(hereafter in this Act referred to as the “Secretary”)* *shall*
 4 *mint and issue not more than 500,000 \$1 coins in com-*
 5 *memoration of disabled American veterans, each of which*
 6 *shall—*

7 (1) *weigh 26.73 grams;*

8 (2) *have a diameter of 1.500 inches; and*

9 (3) *contain 90 percent silver and 10 percent cop-*
 10 *per.*

11 (b) *LEGAL TENDER.*—*The coins minted under this Act*
 12 *shall be legal tender, as provided in section 5103 of title*
 13 *31, United States Code.*

14 (c) *NUMISMATIC ITEMS.*—*For purposes of section 5134*
 15 *of title 31, United States Code, all coins minted under this*
 16 *Act shall be considered to be numismatic items.*

17 **SEC. 4. DESIGN OF COINS.**

18 (a) *DESIGN REQUIREMENTS.*—

19 (1) *IN GENERAL.*—*The design of the coins mint-*
 20 *ed under this Act shall be emblematic of the design se-*
 21 *lected by the Disabled Veterans’ LIFE Memorial*
 22 *Foundation for the American Veterans Disabled for*
 23 *Life Memorial.*

24 (2) *DESIGNATION AND INSCRIPTIONS.*—*On each*
 25 *coin minted under this Act, there shall be—*

26 (A) *a designation of the value of the coin;*

1 (B) an inscription of the year “2006”; and
2 (C) inscriptions of the words “Liberty”, “In
3 God We Trust”, “United States of America”,
4 and “E Pluribus Unum”.

5 (b) *SELECTION.*—The design for the coins minted
6 under this Act shall be—

7 (1) selected by the Secretary, after consultation
8 with the Disabled Veterans’ LIFE Memorial Founda-
9 tion and the Commission of Fine Arts; and

10 (2) reviewed by the Citizens Coinage Advisory
11 Committee.

12 **SEC. 5. ISSUANCE OF COINS.**

13 (a) *QUALITY OF COINS.*—Coins minted under this Act
14 shall be issued in uncirculated and proof qualities.

15 (b) *MINT FACILITY.*—Only 1 facility of the United
16 States Mint may be used to strike any particular quality
17 of the coins minted under this Act.

18 (c) *PERIOD FOR ISSUANCE.*—The Secretary may issue
19 coins under this Act only during the calendar year begin-
20 ning on January 1, 2006.

21 **SEC. 6. SALE OF COINS.**

22 (a) *SALE PRICE.*—The coins issued under this Act
23 shall be sold by the Secretary at a price equal to the sum
24 of—

25 (1) the face value of the coins;

1 (2) *the surcharge provided in subsection (b) with*
 2 *respect to such coins; and*

3 (3) *the cost of designing and issuing the coins*
 4 *(including labor, materials, dies, use of machinery,*
 5 *overhead expenses, marketing, and shipping).*

6 (b) *SURCHARGES.—All sales of coins issued under this*
 7 *Act shall include a surcharge of \$10 per coin.*

8 (c) *BULK SALES.—The Secretary shall make bulk sales*
 9 *of the coins issued under this Act at a reasonable discount.*

10 (d) *PREPAID ORDERS.—*

11 (1) *IN GENERAL.—The Secretary shall accept*
 12 *prepaid orders for the coins minted under this Act be-*
 13 *fore the issuance of such coins.*

14 (2) *DISCOUNT.—Sale prices with respect to pre-*
 15 *paid orders under paragraph (1) shall be at a reason-*
 16 *able discount.*

17 **SEC. 7. DISTRIBUTION OF SURCHARGES.**

18 (a) *IN GENERAL.—Subject to section 5134(f) of title*
 19 *31, United States Code, all surcharges received by the Sec-*
 20 *retary from the sale of coins issued under this Act shall*
 21 *be paid to the Disabled Veterans' LIFE Memorial Founda-*
 22 *tion for the purpose of establishing an endowment to sup-*
 23 *port the construction of the American Veterans' Disabled*
 24 *for Life Memorial in Washington, D.C.*

1 **(b) AUDITS.**—*The Comptroller General of the United*
 2 *States shall have the right to examine such books, records,*
 3 *documents, and other data of the Disabled Veterans’ LIFE*
 4 *Memorial Foundation as may be related to the expenditures*
 5 *of amounts paid under subsection (a).*

6 **SEC. 8. FINANCIAL ASSURANCES.**

7 **(a) NO NET COST TO THE GOVERNMENT.**—*The Sec-*
 8 *retary shall take such actions as may be necessary to ensure*
 9 *that minting and issuing coins under this Act will not re-*
 10 *sult in any net cost to the United States Government.*

11 **(b) PAYMENT FOR COINS.**—*A coin shall not be issued*
 12 *under this Act unless the Secretary has received—*

13 *(1) full payment for the coin;*

14 *(2) security satisfactory to the Secretary to in-*
 15 *demnify the United States for full payment; or*

16 *(3) a guarantee of full payment satisfactory to*
 17 *the Secretary from a depository institution whose de-*
 18 *posits are insured by the Federal Deposit Insurance*
 19 *Corporation or the National Credit Union Adminis-*
 20 *tration Board.*

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